

From: Ladopoulou Antzela <LadopoulouA@ggb.gr>
Sent: 27 February 2013 09:08
To: 'Vicente.Leo-Arguelles@ec.europa.eu'; 'Tapani.Mikkeli@ec.europa.eu';
 'Georgios.KATSARAKIS@ec.europa.eu'
Cc: 'josef.karner@bmwfj.gv.at'; 'Mikulits@oib.or.at'; 'jacques.vertessen@economie.fgov.be';
 'Vangelieva@mrrb.government.bg'; 'KCalova@mrrb.government.bg';
 'kkouros@moi.gov.cy'; 'mpanayides@moi.gov.cy'; 'simkovaa@unmz.cz';
 'safarik@tzus.cz'; 'EJJ@ENS.DK'; 'LKO@ENS.DK'; 'margus.sarmet@mkkm.ee';
 'tanel.urbala@mkkm.ee'; 'matti.j.virtanen@ymparisto.fi';
 'georges.debiesse@developpement-durable.gouv.fr';
 'Christophe1.Morel@developpement-durable.gouv.fr'; 'michel.pernier@developpement-
 durable.gouv.fr'; 'dietmar.menzer@bmvs.bund.de';
 'Bernhard.Schneider@bmvs.bund.de'; 'gbr@dibt.de'; Mitiakoudis Anastasios; Bei
 Georgia; 'ilona.soltesz@bm.gov.hu'; 'sarah.neary@environ.ie';
 'johnr.wickham@environ.ie'; 'emanuele.renzi@mit.gov.it'; 'renars.spade@em.gov.lv';
 'Mareks.Zakutajevs@em.gov.lv'; 'e.meskauskiene@am.lt'; 'georges.santer@fedil.lu';
 'fedil@fedil.lu'; 'myriam.fautsch@tudor.lu'; 'tristan-charles.camilleri@msa.org.mt';
 'thomas.consoli@msa.org.mt'; 'harry.wever@wwi.minbzk.nl'; 'Caspar.Thillart@minbzk.nl';
 'kantczak@mi.gov.pl'; 'rsobczak@mi.gov.pl'; 'jvpaiva@lnec.pt'; 'melo.arruda@dgae.pt';
 'pedropontifice@lnec.pt'; 'cristian.stamatiade@mdrt.ro'; 'doina.toma@mdrt.ro';
 'katarina.bzovska@mindop.sk'; 'tomas.kozacik@mindop.sk'; 'joze.kocar@gov.si';
 'adriana.cegec@gov.si'; 'lalonso@minetur.es'; 'jfsanchez@fomento.es';
 'annika.wessel@boverket.se'; 'hans-olof.karlssonhjorth@boverket.se';
 'sara.giselsson@boverket.se'; 'Guy.Bampton@communities.gsi.gov.uk';
 'yatest@mgt.fbe.co.uk'; 'julija.varnaite@europarl.europa.eu';
 'anders.gronbech.jorgensen@ep.europa.eu'; 'lino.fucic@mzopu.hr';
 'hafsteinn.palsson@uar.is'; 'andreasj.bossenmayer@bbl.admin.ch'; 'ymd@csb.gov.tr';
 'olav.berge@dibk.no'; 'janneke.solem@dibk.no'; 'adacosta@cencenelec.eu';
 'gascensao@cencenelec.eu'; 'info@eota.eu'; 'gbedot@gmail.com';
 'joel.cuche@skynet.be'; 'juliosalazar@telefonica.net'; 'aapinney@ntlworld.com';
 'aga@igq.it'; 'f.faraday@fiee.eu'; 'riccardo.viaggi@eubuilders.org'; 'a.oel-
 bretttschneider@normapme.com'; 'ufemat@ufemat.eu'; 'Tapani.Mikkeli@ec.europa.eu';
 'Ima.GOMEZ-LOPEZ@ec.europa.eu'; 'Manfred.Fuchs@ec.europa.eu';
 'Georgios.KATSARAKIS@ec.europa.eu'; 'Jules.Dewindt@economie.fgov.be'; Ladopoulou
 Antzela
Subject: Questions raised by EL delegation

Dear all,

1) We welcome the E.C services answer on the question item 18.5 (CPR003/18.5) of the Greek delegation:
 "Cases in which obligations of manufacturers apply to importers and distributors", on the minutes of the SCC, at the
 3rd December 2012 (CPR004/3).
 We particularly appreciate their views on the content and the information provided.

Therefore, as the next SCC meeting is approaching, we would like to return to our previous question in order to
 clarify this matter.

The following case study, may simplify our question:

A construction product is produced and packaged in the factory of a manufacturer under the trade name of an
 importer, (it does not concern the case which the construction product is modified and the conformity is affected).

The importer places the construction product on the market under his trade name. For the market surveillance
 purposes, is it legal for the competent authority, on one hand, to accept the declaration of performance of the importer
 (considered as manufacturer according to the art.15) and on the other, to accept the technical documentation of the
 real producer (CE marking affixed by the real producer, certificate of constancy of performance, or certificate of
 conformity of the factory production control etc in the name of the real producer)?

Please, confirm.

2) We would like to raise an other issue concerning the annex III point 7 and 8 of the CPR.

In case of the declaration of performance concerning a construction product covered by an harmonized standard, the notified body issues a certificate of constancy of performance or a certificate of conformity of factory production control etc.

In the case of the declaration of performance concerning a construction product covered by a European Technical Assessment , the TAB issues a certificate of constancy of performance or a certificate of conformity of factory production control etc. In this case the text (annex III point 8) is referring to the TAB which is performing the tasks as set out according to the systems of AVCP.

Does the NB continue to be involved in this process as in the relevant case of the directive 89/106?

We do appreciate the time and effort you take to provide us with your feedback.

With my best regards
Georgia Bei

Georgia Bei
Dr Civil Engineer
Ministry of Development
General Secretariat of Industry
[Email:bei.g@ggb.gr](mailto:bei.g@ggb.gr)